




MEMORANDUM

DATE: October 16, 2018
TO: Qualified Organizations
FROM: Sara Tait, Executive Director 
SUBJECT: Charity Gaming Events in Bars and Taverns
CC: David Cook, Chairman, Alcohol & Tobacco Commission

The Indiana Gaming Commission ("Commission") conducted a review of 68 IAC 21-3-2(y), which prohibits charitable gaming events in bars and taverns not owned by the qualified organization. After consultation with the Alcohol and Tobacco Commission ("ATC"), the Commission has determined that 68 IAC 21-3-2(y) is impractical and burdensome and is thereby waived, effective immediately, subject to the below conditions.

Qualified organizations may conduct allowable, single or exempt, events in bars and taverns, including Indiana licensed casinos, subject to the following procedures and conditions:

1. Qualified organizations must submit an application for the allowable event and receive a license;
2. The bar or tavern, either with or without a gaming endorsement from the ATC, shall not receive any present or residual financial benefit from the allowable event; this does not include set facility rental;
3. Charitable gaming licenses must be conspicuously posted at the allowable event;
4. Employees of the bar or tavern may not serve as operators or workers for the allowable charitable gaming event being held at the bar or tavern; and
5. If the bar or tavern has a Type II gaming endorsement from the ATC, clear, distinct records must be kept in order to delineate the Type II gaming payments and account records from the charitable gaming activity.

Qualified organizations conducting allowable events in a bar or tavern are required to follow all charity gaming rules and regulations. The Commission reserves the right to withdraw approval of this waiver should future circumstances require. Qualified organizations that fail to abide by the procedures and conditions outlined above, may be subject to disciplinary action. As noted above, this waiver does not apply to applications for annual charitable gaming licenses.

If you have questions concerning this matter, please contact the Charity Gaming Division at 317-232-4646.